



DANIEL HARRIGAN, MAYOR

## CITY OF AKRON, OHIO

*Margo Sommerville, President*

*Jeff Fusco, Vice-President*

*Mike Freeman, President Pro-Tem*

### Members of Council:

Jeff Fusco, At-Large	Tara Samples, Ward 5
Linda Omobien, At-Large	Brad McKittrick, Ward 6
Ginger Baylor, At-Large	Donnie Kammer, Ward 7
Nancy Holland, Ward 1	Shammas Malik, Ward 8
Phil Lombardo, Ward 2	Mike Freeman, Ward 9
Margo Sommerville, Ward 3	Sharon Connor, Ward 10
Russel Neal, Ward 4	<a href="http://www.akroncitycouncil.org">www.akroncitycouncil.org</a>

### Council Agenda For September 13, 2021 - **DRAFT**

Regular Meeting held on July 26, 2021. All members were present. Minutes of the previous meeting approved.

#### **CONSENT AGENDA – No Items**

#### **RULES (M. Freeman, Chair)**

NO ITEMS

#### **BUDGET & FINANCE (M. Freeman, Chair)**

NO ITEMS

#### **PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chair)**

UP FOR PUBLIC HEARING - September 13, 2021

- 1 ORDINANCE authorizing a Conditional Use to establish a kennel at 1833 Anton Drive; and declaring an emergency. (7/19/21)
- 2 ORDINANCE authorizing a Conditional Use to construct an oversized internally illuminated (LED) sign at 1086 Vernon Odom Boulevard; and declaring an emergency. (7/19/21)
- 3 ORDINANCE authorizing a Conditional Use to establish and construct an addition to a bed and breakfast at 814 Bloomfield Avenue; and declaring an emergency. (7/19/21)

TIME:

- 4 D-283 Petition of St. Ashworth Temple Church of God in Christ for a Conditional Use to place an oversized internally illuminated (LED) ground sign at 1086 Vernon Odom Blvd. (PC-2021-28-CU) (7/12/21)
- 5 D-284 Petition of Katie L. Doles for a Conditional Use to establish a kennel in a Two Family Resident Use District (U1, H1, A2) at 1833 Anton Drive (PC-2021-29-CU) (7/12/21)
- 6 D-285 Petition of Louie Berrodin for a Conditional Use to establish a bed and breakfast and construct an addition at 812 Bloomfield Avenue (PC-2021-30-CU) (7/12/21)
- 7 ORDINANCE authorizing the execution and delivery of a development agreement between the City of Akron and Petros Development Co., LLC, or its designee, for the development of property in the Riverwoods Development; and declaring an emergency. (6/28/21)
- 8 ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Section 153.140 "Definitions" and Section 153.310 "Business and Industry requirements" establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 9 ORDINANCE amending The Zoning Map by changing the Commercial Use District Classification (U4, H4, A5) on property located on the north side of East Exchange Street, west of South Arlington Street, and changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 10 ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)
- 11 D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)
- 12 ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)
- 13 D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)
- 14 ORDINANCE authorizing a Conditional Use to construct an apartment

development at the corner of Mull Avenue and Crawford Road; and declaring an emergency. (Public Hearing was held 6/25/18)

- 15 D-505 Petition of Joe Blough (Elegant Homes) for a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road. (PC-2018-15-CU) (6/4/18)
- 16 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

#### **PUBLIC SERVICE (T. Samples, Chair)**

##### **REFERRED:**

- 1 D-286-3 Three (3) Objections to Residential Street Resurfacing per Res. 152-2021 (7/26/21)
- 2 D-287-3 Four (4) Objections to Unimproved Street Resurfacing per Res. 153-2021 (7/26/21)

##### **FILED**

- 3 D-286-2 Three (3) Objections to Residential Street Resurfacing per Res. 152-2021 (7/19/21)
- 4 D-287-2 Nine (9) Objections to Unimproved Street Resurfacing per Res. 153-2021 (7/19/21)
- 5 D-292 Two (2) Objections to Arterial/Collector Resurfacing per Res. 151-2021 (7/19/21)

#### **PUBLIC UTILITIES & GREEN (M. Freeman, Chair)**

NO ITEMS

#### **PUBLIC SAFETY (D. Kammer, Chair)**

##### **FIRST READING & REFERRED:**

- 1 RESOLUTION calling upon FOP Union Lodge #7, Akron Firefighters Association Local #330, AFSCME 1360, CSPA (collectively "the Unions"), Akron City Council, the Administration of the Akron Municipal Court, and the Administration of the City of Akron, to engage in discussions leading to racial equity training to promote governing in a more equitable manner, thereby promoting the growth and success of the City; and declaring an emergency. SUBSTITUTE OFFERED AS AN AMENDMENT (7/26/21)

**PARKS & RECREATION (R. Neal, Chair)**

NO ITEMS

**HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chair)**

NO ITEMS

**HEALTH & SOCIAL SERVICES (L. Omobien, Chair)**

NO ITEMS

**FILED**

- 1 D-294 Notice of Special Assessment For Arterial/Collector Resurfacing Program
- 2 D-295 Notice Of Special Assessments For Residential Resurfacing Program
- 3 D-296 Notice of Special Assessment For Unimproved Street Resurfacing Program
- 4 D-297 Notice Of Special Assessment For Unimproved Street Resurfacing Program
- 5 D-298 Notice of Transfer of C1, C2 liquor permit to Hanood LLC, dba 739 S. Arlington Street (Ward 5)
- 6 D-299 Notice from the Ohio Department of Commerce, Division of Liquor Control regarding objections to renewals of a liquor permit.

**ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING**

- 1 ORD 191-2021 approving the sale of City-owned property located at 273 N. Howard Street pursuant to the City's "A Lot for a Little" Program, in order to facilitate the productive re-use of the property and to reduce the cost to the City and the taxpayers in maintaining vacant lots; determining said property is not needed for public use; and declaring an emergency. VOTE 13-0
- 2 ORD 192-2021 approving the sale of certain City-owned vacant lots located on North Union Street and North Fir Street to Stark State College; determining said property is not needed for public use; and declaring an emergency. VOTE 13-0

- 3      ORD 193-2021 approving the sale of 655 West Wilbeth Road to Milo Real Estate Holdings, LLC; determining said property is not needed for public use; and declaring an emergency. VOTE 13-0
- 4      ORD 194-2021 approving the sale of various City-owned properties pursuant to the City's "A Lot for a Little" Program, in order to facilitate the productive re-use of the property and to reduce the cost to the City and the taxpayers in maintaining vacant lots; determining said property is not needed for public use; and declaring an emergency. VOTE 13-0
- 5      ORD 195-2021 authorizing the Director of Public Service, or his designee, to enter into an agreement or agreements and/or legislation with the Ohio Director of Transportation for certain improvements on SR-241 and SR-764; and declaring an emergency. VOTE 13-0
- 6      ORD 196-2021 authorizing the Director of Public Service or the Purchasing Agent, after publically advertising for bids, to enter into a contract or contracts for the construction of miscellaneous plant improvements at the Akron Water Plant; and declaring an emergency. VOTE 13-0
- 7      ORD 197-2021 authorizing the Director of Public Service, after publicly advertising for bids, to enter into a contract or contracts to replace the existing 4.3 MGD North Summit Supply Main Booster Station; and declaring an emergency. VOTE 13-0
- 8      RES 198-2021 urging Congress to pass the John Lewis Voting Rights Advancement Act; and declaring an emergency. VOTE 13-0
- 9      ORD 199-2021 approving the sale of certain City owned property located on Hickory Street to Michael & Zion Howard; determining said property is not needed for public use; and declaring an emergency. VOTE 13-0
- 10     ORD 200-2021 approving the sale of City-owned property located on Burton Avenue pursuant to the City's "A Lot for a Little" Program, in order to facilitate the productive re-use of the property and to reduce the cost to the City and the taxpayers in maintaining vacant lots; determining said property is not needed for public use; and declaring an emergency. VOTE 13-0
- 11     ORD 201-2021 approving the sale of City-owned land located at 1092 S. Main Street to the Peter Maurin Center of Akron, determining said property is not needed for public use; and declaring an emergency. VOTE 13-0
- 12     ORD 202-2021 authorizing the Mayor to accept and expend grant funding

from the U.S. Small Business Association, Shuttered Venue Operators Grant; and declaring an emergency. VOTE 13-0

- 13 ORD 203-2021 approving and authorizing the sale of certain City owned land located on Silver Street to Bradford A. Beckert; determining said property is not needed for public use; and declaring an emergency. VOTE 12-1(Malik)
- 14 RES 204-2021 approving and confirming the appointments of Jeff Fusco, John Malish, and Sara Biviano to the Tree Commission; approving and confirming the reappointment of Sarah Vradenburg to the Tree Commission for the term expiring on January 1, 2023, and the reappointment of Joyce Smith to the Tree Commission for a term expiring on January 1, 2024; and declaring an emergency. VOTE 13-0
- 15 RES 205-2021 opposing and objecting to the renewal applications of Andy's in the Park, LLC, 1751 S. Main Street, Akron, Ohio 44301 for Class D5 and D6 liquor permits (0211120) now pending before the Division of Liquor Control; and declaring an emergency. VOTE 13-0
- 16 RES 206-2021 opposing and objecting to the renewal application of South Street Express, Inc., DBA South Street Express Carryout, 456 & 460 E South Street, Akron, Ohio 44311 for a Class D5 liquor permit (8390708) now pending before the Division of Liquor Control; and declaring an emergency. VOTE 13-0

#### **ORDINANCES PASSED - Special Meeting - August 13, 2021**

- 1 ORD 207-2021 approving the report of the Assessment Equalization Board selected pursuant to Section 53.03 of the Code of Ordinances of the City and Resolution No. 151-2021 to hear and determine all objections to the special assessments for the improvement of certain streets between certain termini in accordance with Resolution No. 151-2021 (2021 Phase I Arterial/Collector Resurfacing Program); determining to proceed with the improvement; and declaring an emergency. VOTE 13-0
- 2 ORD 208-2021 approving the report of the Assessment Equalization Board selected pursuant to Section 53.03 of the Code of Ordinances of the City and Resolution No. 152-2021, to hear and determine all objections to the special assessments for the improvement of certain streets between certain termini in accordance with Resolution No. 152-2021 (2021 Phase I Residential Resurfacing Program); determining to proceed with the improvement; and declaring an emergency. VOTE 12-0 (Neal did not vote)

- 3      ORD 209-2021 approving the report of the Assessment Equalization Board selected pursuant to Section 53.03 of the Code of Ordinances of the City and Resolution No. 153-2021, to hear and determine all objections to the special assessments for the improvement of certain streets between certain termini in accordance with Resolution No. 153-2021 (2021 Phase I Unimproved Street Resurfacing Program); determining to proceed with the improvement; and declaring an emergency. VOTE 13-0
  
- 4      ORD 210-2021 determining to proceed with the improvement of certain streets between certain termini in accordance with Resolution No. 154-2021 (2021 Phase 1 Partial Depth Pavement Replacement Program); and declaring an emergency. VOTE 13-0

**COMMITTEE MEETINGS**  
**Scheduled for: September 13, 2021**

<b>1:00 P.M.</b>	<b>Planning &amp; Economic Development</b>	<b>2:30 P.M.</b>	<b>Health &amp; Social Services</b>
<b>1:45 P.M.</b>	<b>Parks &amp; Recreation</b>	<b>2:45 P.M.</b>	<b>Public Utilities &amp; Green</b>
<b>2:00 P.M.</b>	<b>Public Service</b>	<b>3:00 P.M.</b>	<b>Budget &amp; Finance</b>
<b>2:15 P.M.</b>	<b>Public Safety</b>	<b>Subject to Call</b>	<b>Housing &amp; Neighborhood Assistance</b>
<b>2:30 P.M.</b>	<b>Rules</b>		

**NEW LEGISLATION WILL BE ADDED PRIOR TO THE MEETING. PLEASE CHECK BACK FOR FINALIZED AGENDA.**